

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK  
LOVE AND MADNESS, INC.,

Plaintiff,

-against-

CLAIRE'S HOLDINGS LLC; CBI  
DISTRIBUTING CORP. D/B/A "CLAIRE'S",  
"ICING", "CLAIRE'S ACCESSORIES" AND  
"ICING BY CLAIRE'S"; CLAIRE'S  
ACCESSORIES UK LTD.; AND CLAIRE'S  
STORE'S INC.,

Defendants.

ANALISA TORRES, District Judge:

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: 2/9/2022

21 Civ. 1913 (AT) (SLC)

**ORDER**

On February 8, 2022, the Honorable Sarah L. Cave issued an order holding in abeyance a ruling on Plaintiff's application to stay or extend the deadline to complete fact discovery and to file a third amended complaint until after holding a continuation of the settlement conference. *See* ECF No. 123. Accordingly, the Court DENIES Defendants' partial motion to dismiss Plaintiff's second amended complaint, ECF No. 57, Plaintiff's motion for leave to file a sur-reply, ECF No. 96, and Defendants' motion to vacate Plaintiff's Rule 14(a)(1) dismissal of Plaintiff's state law claims, ECF No. 111, without prejudice to renewal in the event Magistrate Judge Cave denies Plaintiff leave to file a third amended complaint.

The Clerk of Court is directed to terminate the motions at ECF Nos. 57, 96, and 111.

SO ORDERED.

Dated: February 9, 2022  
New York, New York



ANALISA TORRES  
United States District Judge